



10/020,450

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	Not Yet Assigned
		Filing Date	January 20, 2004
		First Named Inventor	Guy M. MILLER
		Group Art Unit	Not Yet Assigned
		Examiner Name	Not Yet Assigned
Total Number of Pages in This Submission	18	Attorney Docket Number	104732000601

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	1. Copies of PTO-1440 Forms and PTO-892 Form as filed in parent application 10/020,450 (14 pages)
<input checked="" type="checkbox"/> Information Disclosure Statement (3 pages)	<input type="checkbox"/> Request for Refund	2. Return postcard
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		Remarks
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 – 1 page		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	SWISS LAW GROUP LLC	38706
Signature		
Date	January 29, 2004	

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PATENT
Docket No. 104732000601

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Guy M. MILLER, et al.

Serial No.: Not Yet Assigned

Filing Date: January 20, 2004

For: COMPOSITIONS AND METHODS FOR
THE PREVENTION AND TREATMENT OF
CEREBRAL ISCHEMIA

Examiner: Not Yet Assigned

Group Art Unit: Not Yet Assigned

**INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents were previously submitted in the parent application serial no. 10/020,450 filed on December 14, 2001. The Examiner is requested to make these documents of record.

This Information Disclosure Statement is submitted:

- With the application; accordingly, no fee or separate requirements are required.
- Before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114.
- Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required.
- After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
 - A fee is required. A check in the amount of __ is enclosed.
 - A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
 - A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly; no fee is believed to be due.
- After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee.
 - A Certification under 37 C.F.R. § 1.97(e) is provided below and a check in the amount of __ is enclosed.
 - A Certification under 37 C.F.R. § 1.97(e) is provided below and a Fee Transmittal form (PTO/SB/17 is attached to this submission in duplicate.)

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

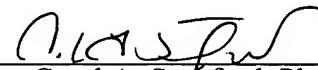
The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

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Dated: January 29, 2004

Respectfully submitted,

By:



Carol A. Stratford, Ph.D.
Registration No. 34,444

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**Form PTO-1449 (modified)
Information Disclosure Statement by
Applicant**

Sheet 1 f 1

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ATTY. DOCKET NO. 0109-UTL	SERIAL NO. 10/020,450
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APPLICANT
Miller et al.

FILING DATE
12/14/2001

SERIAL NO.
10/020,450

— 1 —

GROUP

Date faxed:
May 22, 2003

U.S. Patent Documents

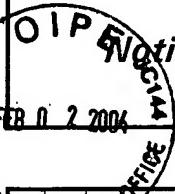
Foreign Patent Documents

Other Documents

Exam. Init.	Cite No.	(Including Author, Title, Date, Pertinent Pages, Etc.)	T
	C1	COONEY, et al. (1993). "γ-Tocopherol detoxification of nitrogen dioxide: Superiority to α-tocopherol." <i>Proc. Natl. Acad. Sci. USA.</i> 90:1771-1775.	
Examiner Signature		Date Considered	



FEB 02 2004



Applicant/Patent
Miller et al.

Application/Control No.
10/020,450

Examiner
Phyllis Spivack

Art Unit
1614 Page 1 of 1

U.S. PATENT DOCUMENTS

Document Number Country Code-Number-Kind Code		Date MM-YYYY ¹	Name	Classification ²	
A	6,048,891	4-11-00	Wechter, W. J.	514	456
B					
C					
D					
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F					
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FOREIGN PATENT DOCUMENTS

	Document Number Country Code-Number-Kind Code	Date MM-YYYY ¹	Country	Name	Classification ²	
N	98/09653	3-12-98	WO	Chabrier et al.	-----	-----
O						
P						
Q						
R						
S						
T						

NON-PATENT DOCUMENTS

	Include, as applicable: Author, Title, Date, Publisher, Edition or Volume, Pertinent Pages	
U	Jiang et al., Proceedings of the National Academy of Sciences, 97/21, 11494-11499 (October 10, 2000).	
V		
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* A copy of this reference is not being furnished with this Office action. See MPEP § 707.05(a).

¹ Dates in MM-YYYY format are publication dates.

² Classifications may be U.S. or foreign.

Form PTO-1449

INFORMATION DISCLOSURE CITATION
IN AN APPLICATION

(Use several sheets if necessary)

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PATENT & TRADEMARK OFFICE

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Docket Number 346392000900	Application Number 10/020,450
Applicant	Guy M. Miller et al.
Filing Date December 14, 2001	Group Art Unit 1614
Mailing Date August 29, 2002	

U.S. PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate
	1.	08/28/1973	3,755,560	Dickert et al.			
	2.	04/17/1979	4,150,038	Wingard			
	3.	03/03/1981	4,254,105	Fukuda			
	4.	12/20/1983	4,421,769	Dixon et al.			
	5.	01/16/1990	4,894,449	Venero et al.			
	6.	10/02/1990	4,960,764	Figueroa, Jr. et al.			
	7.	12/11/1990	4,977,282	Baldwin et al.			
	8.	12/18/1990	4,978,617	Furuya			
	9.	05/19/1992	5,114,957	Hendler et al.			
	10.	08/10/1993	5,235,073	Kim et al.			
	11.	03/22/1994	5,296,469	Orjales-Venero et al.			
	12.	04/02/1996	5,504,220	Kuo et al.			
	13.	02/25/1997	5,606,080	Ogata et al.			
	14.	07/15/1997	5,648,331	Koudsi et al.			
	15.	03/31/1998	5,733,926	Gorbach			
	16.	05/26/1998	5,756,538	Cassels et al.			
	17.	09/01/1998	5,801,159	Miller et al.			
	18.	09/15/1998	5,808,140	Haridas			
	19.	11/24/1998	5,840,759	Mitchell et al.			
	20.	01/05/1999	5,855,892	Potter et al.			
	21.	02/16/1999	5,872,108	Sandage, Jr. et al.			
	22.	06/22/1999	5,914,112	Bednar et al.			
	23.	08/31/1999	5,945,432	Bednar et al.			
	24.	09/14/1999	5,952,374	Clarkson, Jr. et al.			
	25.	04/11/2000	6,048,891	Wechter			
	26.	05/16/2000	6,063,819	Marangos et al.			

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**INFORMATION DISCLOSURE CITATION
IN AN APPLICATION**

(Use several sheets if necessary)

FEB 02 2004

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30.	06/05/2001	6,242,479 B1	Wechter				
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32.	06/25/2002	6,410,589 B2	Wechter				

FOREIGN PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Country	Class	Subclass	Translation YES NO
	33.	09/28/2000	WO 00/56348 A1	WIPO			

OTHER DOCUMENTS

(including author, title, Date, Pertinent Pages, Etc.)

Examiner Initials	Ref. No.	Title
	34.	Alberts, B. et al. (1994). <u>Molecular Biology of The Cell</u> . Garland Publishing, Inc., Third Edition. New York . pg. xiii-xxxviii. (Table of Contents).
	35.	Altura, B. M. and Gebrewold, A. (1996). "α-Tocopherol Attenuates Alcohol-Induced Cerebral Vascular Damage in Rats: Possible Role of Oxidants in Alcohol Brain Pathology ad Stroke," <i>Neuroscience Letters</i> 220:207-210.
	36.	Anderson, J. J. B. and Garner, S. C. (December 1998). "Phytoestrogens and Bone," <i>Baillière's Clin. Endocrinol. Metab.</i> 12(4):543-557.
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	41.	Bernier, M. et al. (1991). "Pharmacological Studies of Arrhythmias Induced by Rose Bengal Photoactivation," <i>Free Radical Biology & Medicine</i> 10:287-296.

EXAMINER:

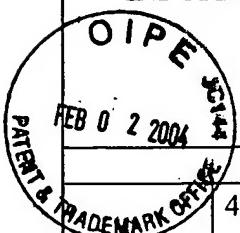
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(Use several sheets if necessary)



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Applicant	Guy M. Miller et al.
Filing Date December 14, 2001	Group Art Unit 1614
Mailing Date August 29, 2002	

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Application Number 10/020,450

Applicant

Guy M. Miller et al.

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Group Art Unit 1614

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58.	Dumon, M. F. et al. (1994). "Mise En Évidence De L' Effet Antilipoperoxydant Du 7 Rutinoside De La 3',5,7-Trihydroxy-4'-Methoxy Flavone: Étude <i>In Vitro</i> ," <i>Ann. Biol. Clin.</i> 52:265-270.
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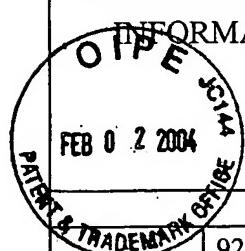
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81.	Halliwell, B. et al. (1995). "The Characterization of Antioxidants," <i>Food Chem. Toxicol.</i> 33(7):601-617.
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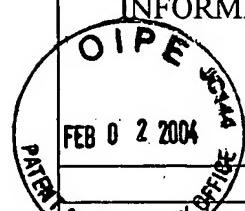
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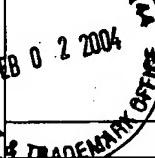
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